

**BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: January 15, 2003

Division: County Attorney

AGENDA ITEM WORDING:

Public hearing of an ordinance amending Ordinance No. 004-2000 concerning Mobile Home Parks and the requirement to connect to investor owned wastewater utility.

ITEM BACKGROUND:

PREVIOUS RELEVANT BOCC ACTION:

Adopted Ordinance No. 004-2000.

STAFF RECOMMENDATIONS:

TOTAL COST:

BUDGETED: Yes ☐ No ☐

COST TO COUNTY:

APPROVED BY: County Attorney ☒ OMB/Purchasing ☐ Risk Management ☐

DIVISION DIRECTOR APPROVAL:


JAMES T. HENDRICK

DOCUMENTATION:

Included ☐

To Follow ☐

Not Required ☐

AGENDA ITEM #

S-5

ORDINANCE NO. -2002

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA, AMENDING ORDINANCE NO. 04-2000, MONROE COUNTY CODE, IN ORDER TO PROVIDE DEFINITIONS OF MOBILE HOME AND MOBILE HOME PARK; PROVIDING THAT THE OWNER OF A MOBILE HOME PARK REQUIRED TO CONNECT TO AN INVESTOR OWNED WASTEWATER UTILITY MAY PAY THE UTILITY'S CONNECTION FEE IN THREE EQUAL INSTALLMENTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ALL ORDINANCES INCONSISTENT HERewith; PROVIDING FOR INCORPORATION INTO THE MONROE COUNTY CODE OF ORDINANCES; AND PROVIDING AN EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA:

Section 1. Ordinance No. 04-2000, Sec. 1, is hereby amended by the addition of the following:

(f) *Mobile home* means a structure transportable in one (1) or more sections which structure is eight (8) body feet (2.4 meters) or more in width and over thirty-five (35) feet in length, which structure is built on an integral chassis and designed to be used as a dwelling when connected to the required utilities and includes the plumbing, heating, air conditioning and electrical systems contained therein, including expandable recreational vehicles, known as "park models" designed and built as a permanent residence, the structure for which is thirty-five (35) feet or less in length and in excess of eight (8) feet in width.

(g) *Mobile Home park* means a place set aside and offered by a person or public body for either direct or indirect remuneration of the owner, lessor or operator of such place for the parking or accommodation of six (6) or more mobile homes.

Section 2. Ordinance No. 04-2000, Section 2, is hereby amended by the addition of the following:

(c) In the situation where a mobile home park is required to connect to an investor owned wastewater utility the mobile home park owner may pay the utility's connection fee in three equal installments. For the purpose of this ordinance the phrase "mobile home owner" also includes a condominium association if the park is owned on a condominium basis. If the mobile home park owner elects to use the installment payment method, he shall pay the installments as follows:

1. The first installment, consisting of one-third of the total utility connection fee, is due six (6) months before the estimated availability of sewerage service date as established by the utility;
2. The second installment, consisting of one-third of the utility's total connection fee, is due one (1) year after the first installment payment;

3. The third and final installment, consisting of one-third of the utility's total connection fee, is due two (2) years after the first installment payment.

If a mobile home park owner does not elect to proceed under the provisions of this section and does not make the first installment payment six (6) months before the estimated availability of sewerage service date, then the entire connection is due and payable on the date sewerage service becomes available to owner's mobile home park. If a mobile home park owner elects to utilize the installment payment method provided by this ordinance but fails to make timely payments to the utility, then the entire connection fee will become due and payable on the date sewerage service becomes available to the owner's mobile home park.

Section 3. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 4. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of said conflict.

Section 5. The provisions of this ordinance shall be included and incorporated in the Code of Ordinances of the County of Monroe, Florida, as an addition or amendment thereto, and shall be appropriately renumbered to conform to the uniform numbering system of the Code.

Section 6. This ordinance shall take effect immediately upon receipt of official notice from the Office of the Secretary of State of the State of Florida that this ordinance has been filed with said Office.

PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida, at a regular meeting of said Board held on the _____ day of _____, 2002.

Commissioner McCoy
Commissioner Neugent
Commissioner Nelson
Commissioner Rice
Commissioner Spehar

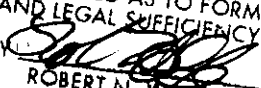
(SEAL)
Attest: DANNY L. KOLHAGE, Clerk

BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA

By _____
Deputy Clerk

By _____
Mayor/Chairman

jdordSewageMHP

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY
BY 
ROBERT N. WOLFE
DATE 11-6-02